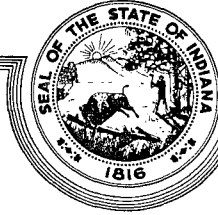


STATE OF INDIANA



INDIANAPOLIS 46206-1964

STREAM POLLUTION CONTROL BOARD

1330 West Michigan Street
P. O. Box 1964

VIA CERTIFIED MAIL

STATE OF INDIANA)

) SS:

COUNTY OF MARION)

BEFORE THE STREAM POLLUTION CONTROL
BOARD OF THE STATE OF INDIANA

IN THE MATTER OF THE)
STREAM POLLUTION CONTROL)
BOARD OF THE STATE OF INDIANA)
Petitioner)

vs.)

CAUSE NO. B-668

RSR CORP., a/k/a QUEMETCO, INC.)
INDIANAPOLIS, INDIANA)
Respondent)

IN 0053171

5

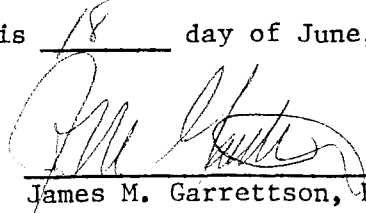
NOTICE OF CONTINUANCE

TO: David P. Callet, P.C.
Akin, Gump, Strauss, Hauer & Feld
1333 New Hampshire Avenue, N.W.
Suite 400
Washington, D.C. 20036

Please be notified that the Hearing in the above matter set for the 24th day of July, 1984, has been continued.

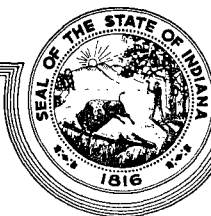
The Hearing date has been reset for the 28th day of September, 1984, at 9:30 a.m., E.S.T., in Room 336, Indiana State Board of Health Building, 1330 West Michigan Street, Indianapolis, Indiana.

Dated at Indianapolis, Indiana, this 18 day of June, 1984.


James M. Garrettson, Hearing Officer

cc: Office of the Attorney General
Attention: Deborah Albright
Mr. Ron Mustard, U.S. EPA, Region V
Marion County Health Department
Ronald G. Blankenbaker, M.D.
Mr. Ralph C. Pickard

STATE - INDIANA



INDIANAPOLIS 46206-1964

STREAM POLLUTION CONTROL BOARD

1330 West Michigan Street
P. O. Box 1964

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STATE OF INDIANA)
COUNTY OF MARION)

SS:

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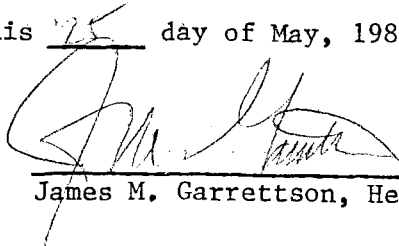
NOTICE OF PREHEARING AND HEARING DATE

TO: Mr. Gerald A. Dumas, Manager
RSR Corporation
1111 West Mockingbird Lane
Dallas, TX 75247

Please be notified that the Prehearing conference in the above matter has been set for the 26th day of June, 1984, at 9:30 a.m., E.S.T., in Room 336, Indiana State Board of Health Building, 1330 West Michigan Street, Indianapolis, Indiana.

The Hearing date has been scheduled for the 24th day of July, 1984, at 9:30 a.m., E.S.T., in Room 336, Indiana State Board of Health Building. You are referred to the enclosed Summary for the issues upon which evidence may be heard at that time.

Dated at Indianapolis, Indiana, this 25 day of May, 1984.


James M. Garrettson, Hearing Officer

Enclosure

cc: Office of the Attorney General
Attention: Deborah Albright
Mr. Ron Mustard, U.S. EPA, Region V
Marion County Health Department
Ronald G. Blankenbaker, M.D.
Mr. Ralph C. Pickard

SUMMARY
Request for the Appointment
of a Hearing Officer
RSR Corporation, Quemetco
Indianapolis, Indiana

A memo was sent to the Attorney's General Office on August 25, 1983, requesting that action be taken on the Stream Pollution Control Board's referral for enforcement in Cause No. B-668 against RSR Corporation, Quemetco. The referral to the Attorney General arose out of Quemetco's failure to comply with the terms of the Board's Final Order adopted October 16, 1979. The present action, in the hands of the Attorney General, is attempting to resolve the issue of the adjudication of Quemetco's NPDES Permit which was reissued on January 20, 1983, as well as to seek corrective measures by Quemetco to abate pollution entering Julia Creek.

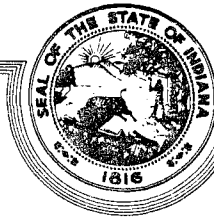
The two most recent meetings between Quemetco and Division staff were held in June of 1983, and January of 1984. Considerable other correspondence has occurred between the parties. A proposal for settlement has been put before Quemetco by the Division staff, but the Company has found it unacceptable. Pollution of Julia Creek continues throughout this period of negotiations. Pollution will continue to exist for some time after a resolution is finally achieved, because it will require construction and system start-up time before the Company reasonably can be expected to attain compliance with permit limitations. RSR Corporation refuses to go forward with the wastewater treatment construction project until the permit adjudication and the enforcement action (Cause No. B-668) are resolved.

Division staff wants to see final resolution of the situation at Quemetco. We have been advised by the Attorney's General Deputy that to bring this case before a court would be to incur difficulties in seeking enforcement on the new violations which have occurred due to the time that has passed since the issuance in 1979 of the Board's Final Order. Therefore, Division staff is requesting that the Board appoint a Hearing Officer to conduct a Hearing for the purpose of considering past violations, any continuing violations, and any mitigating circumstances. The Hearing Officer would make his Findings of Facts and Recommended Order to the Board who would then be able to decide whether to issue the Final Order as an amendment of the 1979 Order in Cause No. B-668.

MAStevens
5/15/84

(Attached is a copy of the memo from the Deputy Attorney General suggesting the course of action in the Quemetco Case)

STATE OF INDIANA



INDIANAPOLIS 46206

STREAM POLLUTION CONTROL BOARD

1330 West Michigan Street
P. O. Box 1964

VIA CERTIFIED MAIL

STATE OF INDIANA)
COUNTY OF MARION)

SS:

BEFORE THE STREAM POLLUTION CONTROL
BOARD OF THE STATE OF INDIANA

IN THE MATTER OF)
THE REQUEST BY)
QUEMETCO, INC. FOR AN)
ADJUDICATORY HEARING ON)
NPDES PERMIT)
NO. IN 0053171)
ISSUED JANUARY 19, 1983)

CAUSE NO. AH-252

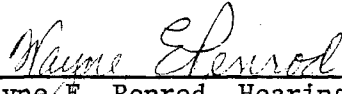
NOTICE OF CONTINUANCE

TO: David P. Callet, P.C.
John L. Sullivan, III
Suite 400
1333 New Hampshire Ave., N.W.
Washington, D.C. 20036

Bryan G. Tabler
John C. Rothaar
1313 Merchants Bank Building
Indianapolis, IN 46204

Please be notified that the Hearing in the above matter set
for the 28th day of June, 1983, has been continued indefinitely pending
a Consent Decree.

Dated at Indianapolis, Indiana, this 22nd day of June, 1983.



Wayne E. Penrod, Hearing Officer

cc: Office of the Attorney General
Attention: Carmen L. Quintana
Mr. Ron Mustard, U.S. EPA
Marion County Health Department
Ronald G. Blankenbaker, M.D.
Mr. Ralph C. Pickard